

# Bulk Material Containers in the Right-of-Way

Policy Question: Does the city council support allowing bulk material containers in the right of way under certain circumstances?

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- Summary

- Since 2003, the city has not permitted the use of bulk material containers in the public right-of-way.
- Staff presented the idea of amending the city code to allow bulk material containers to be placed in the right-of-way (ROW) at the April 2023 study session.
- At the March 25, 2024 study session, staff provided an outline of the conditions for when an exemption to this section of the city code could be allowed. The amendment presented proposes changes that incorporate the requirements supported by council.

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- Proposed change is to allow exemptions when:
  - There is no practical and or reasonable location for the container to be placed on an individual's lot or driveway and
  - An exemption will not unreasonably subject the public to harm.

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- Requirements of approval

- Containers must be in front of the applicant's property.
- Containers may only be placed in a location that will cause the least disruption to pedestrian and vehicle travel.
- All containers must be marked with reflectors or cones to increase night visibility.
- Only hard-sided, structurally stable containers are allowed.
- A 2-week time limit.
- Each address may apply for a maximum of 2 exceptions within 12 months.
- Permits shall be restricted during winter months.
- Permits should be applied for by the container's owner, not the homeowner.

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- Permit will be issued as a ROW permit through the engineering department
- Permit will be considered an “obstruction” covered in the existing permit
- Permit fee will be \$100.00 per week, with an additional \$75.00 administration fee